

Exhibit A

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

CLYDE RAY SPENCER,
MATTHEW RAY SPENCER, and
KATHRYN E. TETZ,

Plaintiffs,

vs.

Case No. C11-5425BHS

FORMER DEPUTY PROSECUTING ATTORNEY
FOR CLARK COUNTY JAMES M. PETERS,
DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON,
CLARK COUNTY PROSECUTOR'S OFFICE,
CLARK COUNTY SHERIFF'S OFFICE,
THE COUNTY OF CLARK, AND
JOHN DOES ONE THROUGH TEN,

Defendants.

Deposition of

ANN LINK, PH.D.

Monday, December 17, 2012

Plaintiff filed motion in limine #13 seeking to bar evidence related to alleged interviews of Kathryn and Matt Spencer on May 9, 1985, dkt. 202 at 15. Consistent with that motion, Plaintiff has not highlighted testimony from Dr. Link regarding her knowledge of James Peters, James Rulli, or anything else related to the alleged May 9 interviews. Plaintiff reserves the right to supplement his highlighting depending on the Court's rulings on motions in limine.

Reported by Karen Cosgrove, CSR No. 12425

*Response: See defendants' response to plaintiff's motion
in Limine #13*

TELEPHONIC APPEARANCES

FOR PLAINTIFFS:

KATHLEEN T. ZELLNER & ASSOCIATES

KATHLEEN T. ZELLNER, ATTORNEY AT LAW

1901 Butterfield Road, Suite 650

Downers Grove, Illinois 60515

(630) 955-1212 kathleen.zellner@gmail.com

FOR DEFENDANT MICHAEL DAVIDSON:

FREIMUND, JACKSON, TARDIF & BENEDICT GARRATT

JEFFREY A.O. FREIMUND, ATTORNEY AT LAW

711 Capitol Way South, Suite 602

Olympia, Washington

(360) 534-9960 jeffF@fjtlaw.com

FOR DEFENDANT SHARON KRAUSE:

LAW, LYMAN, DANIEL, KAMERRER & BOGDANOVICH

JOHN E. JUSTICE, ATTORNEY AT LAW

P.O. Box 11880

Olympia, Washington 98508-1880

(360) 754-3480 jjustice@lldkb.com

gbogdanovich@lldkb.com

TELEPHONIC APPEARANCES (CONT'D)

FOR DEFENDANT JAMES M. PETERS:

ATTORNEY GENERAL'S OFFICE

TORTS DIVISION

DANIEL J. JUDGE, ATTORNEY AT LAW

P.O. Box 40126

Olympia, Washington 98504-0116

(360) 586-6300 DanielJ@atg.wa.gov

I N D E X

EXAMINATIONS

	Page
Examination by Ms. Zellner	6
Examination by Mr. Freimund	42
Examination by Mr. Judge	76
Examination by Mr. Justice	78
Further Examination by Ms. Zellner	83
Further Examination by Mr. Freimund	86

PLAINTIFFS' EXHIBITS

Exhibit No.	Description	Page
1	Four-page Declaration of Ann Link, Ph.D.	15
2	One-page November 30, 2012, letter from Ann Link, Ph.D.	16
3	One-page Authorization For Release of Information	17
4	Five pages including two-page 12/11/12 email with three-page Declaration of Ann Link, Ph.D.	19
5	Five pages including two-page 12/12/12 "Revised Declaration" email with three-page Declaration of Ann Link, Ph.D.	23
6	Seven-page 12/12/12 "Document" email with attachments	24
7	Four-page 12/13/12 "Spencer v. Peters, et al." email with attachments	32

1	PLAINTIFFS' EXHIBITS (CONT'D)		
2	Exhibit No.	Description	Page
3	8	Four-page Clark County Sheriff's Office, Washington, Utility Report Bates-stamped Spencer-00501 through Spencer-00501	32
4			
5	9	Four-page Clark County Sheriff's Office, Washington, Utility Report Bates-stamped Spencer-00461 through Spencer-00465	36
6			
7	10	Two-page Clark County Sheriff's Office, Washington, Utility Report Bates-stamped Spencer-00607 through Spencer-00608	39
8			
9	11	Two-page Clark County Sheriff's Office, Washington, Utility Report Bates-stamped Spencer-001982 through Spencer-001986	40
10			
11	12	Six pages including one-page May 23, 1985, "Sentencing," page 46, Bates-stamped Spencer-01094; one-page starting "The therapist," page 47, Bates-stamped Spencer-01095; two-page starting "Mr. Rulli," page 53 through 54, Bates-stamped Spencer-01101 through Spencer-01102; two-page "Washington State Child Abuse Reporting Laws"	40
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			

1 BE IT REMEMBERED that on December 17, 2012,
2 commencing at the hour of 9:09 a.m. at the offices of
3 Golden State Reporting & Video, 3800 Watt Avenue,
4 Suite 201, Sacramento, California, before me,
5 Karen Cosgrove, a Certified Shorthand Reporter, empowered
6 to administer oaths and affirmations pursuant to
7 Section 2093(b) of the Code of Civil Procedure,
8 personally appeared

9 ANN LINK, PH.D.,
10 a witness herein, having been duly sworn, was examined
11 and testified as follows:

12 MS. ZELLNER: Let the record reflect this is
13 the deposition of Dr. Ann Link taken pursuant to subpoena
14 and set for today's date.

15 EXAMINATION

16 BY MS. ZELLNER:

17 Q Dr. Link, could you state your full name and
18 spell your last name.

19 A Yes. My name is Ann Louise Link spelled
20 L-i-n-k.

21 Q Where is your professional office located?

22 A 5801 North Avenue, Carmichael, California
23 95608.

24 Q And what is your current profession?

25 A Psychologist.

1 Q Are you licensed in any state as a
2 psychologist?

3 A I'm licensed in the state of California as a
4 psychologist.

5 Q And how long have you been licensed in
6 California?

7 A Since 1988.

8 Q Could you describe your highest level of
9 education.

10 A I graduated from the Professional School of
11 Psychology out of San Francisco, California in 1985.

12 Q And what degrees do you hold?

13 A I have a Bachelor's of Science in nursing from
14 the University of Oregon, '67; Master of Arts in
15 counseling, University of San Francisco, '79; and the
16 Ph.D. from the Professional School of Psychology in
17 '85.

18 Q Could you tell me your job description in 1984.

19 A In 1984 I was working as a psychology intern
20 and I was also working as a marriage, family, and child
21 counselor at another clinic.

22 Q Were you -- when you were working as a
23 psychology intern, were you being supervised in your
24 work?

25 A Yes.

1 Q And who were you working for?

2 A Dr. John Prinzing.

3 Q And could you spell his last name, please.

4 A P-r-i-n-z-i-n-g.

5 Q And was Dr. Prinzing acting as your supervisor
6 in 1984?

7 A Yes, he was.

8 Q And in 1984 were you working on any degree at
9 that point?

10 A Yes, I was.

11 Q And what degree were you working on in 1984?

12 A Ph.D. in psychology.

13 Q In 1984 what was your custom and practice about
14 preserving or keeping patient records?

15 A It was not our policy to keep records beyond
16 seven years after a person turned 18.

17 Q Where was your office located in 1984?

18 A I don't have the exact office address. It was
19 Alhambra Psychotherapy Center on Alhambra in Sacramento,
20 California.

21 Q Have you searched your records for any records
22 of Kathryn Spencer?

23 A I have.

24 Q And have you been able to locate any records of
25 Kathryn Spencer?

1 A No, I have not.

2 Q Do you believe that those records have been
3 destroyed pursuant to your recordkeeping policy?

4 A Yes, I do.

5 Q Do you have an independent recollection of
6 treating Kathryn Spencer?

7 A I do.

8 Q Do you know the approximate time period when
9 you were treating Kathryn Spencer?

10 A Approximately '84, '85.

11 Q And were you treating her at the offices that
12 you've described for us in Sacramento?

13 A Yes. On Alhambra Boulevard.

14 Q And pursuant to your treatment of
15 Kathryn Spencer, did you meet with Kathryn Spencer's
16 mother?

17 A I did.

18 Q Did -- what was your purpose in meeting with
19 Kathryn Spencer's mother? Do you remember her name?

20 A Deanne Spencer.

21 Q And what was your purpose in meeting with
22 Deanne Spencer?

23 A To get background information on Kathryn.

24 Q And do you remember any information that
25 Deanne Spencer conveyed to you?

1 A She told me that there was alleged sexual abuse
2 by Kathryn's father up in Washington.

3 Q Did Deanne Spencer participate or sit in on the
4 therapy sessions that you had with Kathryn?

5 A No.

6 Q Why is that?

7 A Because it was important for the child to feel
8 relaxed and comfortable working out her problems in play
9 therapy on her own.

10 Q Tell me, about how old was Kathryn Spencer when
11 you first began treating her?

12 A She was around 5 years old.

13 Q And what do you remember about
14 Kathryn Spencer's condition when you first began treating
15 her?

16 A She was very anxious and withdrawn. She laid
17 down on the floor in the fetal position with a blanket
18 over her and didn't speak at all the first session or
19 two.

20 Q Did you -- in that first session or two, what
21 observations did you make about her psychological
22 condition?

23 A Well, she appeared to be highly anxious.

24 Q And you said that -- tell me about the therapy
25 that you used in your treatment of Kathryn Spencer.

1 A I used play therapy and I used --

2 Q Yeah. What does play therapy involve?

3 A Play therapy involves creating a safe
4 environment for a child to hopefully express their
5 feelings and work through their issues with the use of
6 toys and art supplies and dollhouse dolls. Things like
7 that.

8 Q And do you remember the approximate time in
9 1984 when you began your treatment? Was it at the
10 beginning, middle, or end of 1984?

11 A I don't recall.

12 Q Do you remember how many sessions that you had
13 with Kathryn Spencer?

14 A I don't remember the exact number, but it was
15 quite a few.

16 Q Was it more than six?

17 A Yes.

18 Q Do you think it was more than twelve or --

19 A Yes.

20 Q Now, you said that you used play therapy.
21 Was the purpose of that or part of the purpose
22 to encourage Kathryn to communicate with you?

23 A Yes.

24 Q And what did you observe over the multiple
25 sessions with Kathryn about her communication with you?

1 A That she had come in for alleged sexual abuse
2 but she did not talk about the abuse.

3 Q Did she talk to you about other things?

4 A She wasn't highly verbal, but over the course
5 of therapy, she did talk about some other things. I'm
6 not sure of the exact details.

7 Q Over the course of the therapy, did you notice
8 any reduction in her anxiety?

9 A I did.

10 Q Now, during your sessions with Kathryn Spencer,
11 did she ever describe being sexually molested by
12 anyone?

13 A She did not.

14 Q What type of play supplies did you use in your
15 therapy with Kathryn Spencer?

16 A Toys. Dolls. Like dollhouse dolls and art
17 supplies.

18 Q When you say dolls, what type of dolls are you
19 referring to?

20 A Regular children's dolls.

21 Q Did you ever -- are you familiar with
22 anatomical dolls?

23 A I am.

24 Q And what are anatomical dolls used for?

25 A Anatomical dolls are used to clarify or help

1 clarify information a child has given you if they're not
2 able to clearly describe things that have happened to
3 them. If they tell you about something that's happened
4 to them, you might use the dolls to help them clarify
5 their description.

6 Q Do you recall if you ever used anatomical dolls
7 in your treatment of Kathryn Spencer?

8 A I don't recall using anatomical doll with
9 her.

10 Q Is there a reason that you would not have used
11 them?

12 A She didn't disclose to me abuse, so it might
13 have been considered leading or suggestive.

14 Q Now, did California, in 1984 and 1985, have a
15 child abuse and neglect reporting act?

16 A Yes, they did.

17 Q And what was your -- what is your general
18 understanding of what that act required of you as a
19 practitioner?

20 A You're required to report abuse; physical,
21 sexual neglect; mistreatment of a child.

22 Q Do you recall if you ever made such a report in
23 California about Kathryn Spencer?

24 A I don't recall making any report about her.
25 No.

1 Q And is it your understanding under the child
2 abuse and neglect reporting act in California that you
3 would have been required to make such a report if
4 Kathryn Spencer had divulged sexual abuse to you?

5 A Yes.

6 MR. FREIMUND: Objection. Leading. Calls for
7 a legal conclusion.

8 Go ahead and answer.

9 THE COURT REPORTER: I'm sorry, Counsel.
10 Who -- what was your name?

11 MR. FREIMUND: That was Jeff Freimund. I
12 objected. It was leading and calls for a legal
13 conclusion.

14 But go ahead and answer.

15 BY MS. ZELLNER:

16 Q Yeah. You can answer with that objection.

17 A I'm sorry. What was the question again?

18 MS. ZELLNER: Could you read the question back,
19 please.

20 THE COURT REPORTER: Gentlemen, please state
21 your name prior to making your objection. Thank you.

22 (Record read.)

23 BY MS. ZELLNER:

24 Q Do you have any recollection of discussions
25 with anyone in law enforcement about Kathryn Spencer?

objection
leading
&
calls
for
legal
conclusion

Response
-Not a legal
conclusion;
it is her
understanding
of what she
was obligated
to do at the
time

Deposition of Ann Link, Ph.D.

SPENCER VS. PETERS

1 A I have a vague recollection of talking to
 2 someone in law enforcement and informing them that
 3 Kathryn had not disclosed abuse information to me.

4 Q And do you recall who the person or persons
 5 were that you spoke to?

6 A I do not.

7 Q Do you recall the time frame of when you might
 8 have been contacted by law enforcement?

9 A I don't recall a specific date. No.

10 Q Do you recall having any discussion with a
 11 prosecutor or -- and another attorney about
 12 Kathryn Spencer's treatment with you?

13 A I don't recall that. No.

14 Q All right. Now, if we could look at the
 15 different exhibits for today's deposition, I want to
 16 start with Plaintiffs' Exhibit 1.

17 (Plaintiffs' Exhibit 1 was previously marked
 18 for identification and is attached hereto.)

19 BY MS. ZELLNER:

20 Q And tell me, Doctor, when you have that exhibit
 21 in front of you.

22 A I have it in front of me.

23 Q Do you recognize your signature on this exhibit
 24 on page -- it's page 3?

25 A Yes.

Plaintiff
 objects to
 lines 10-13
 based on
 motion in
 limine #13,
 dkt. 202
 at 15
 (seeking to
 bar testimony
 related to
 May 9
 interviews;
 if motion is denied,
 Plaintiff reserves
 right to supplement
 highlighting.

obj. to 10-13
 is sustained
 and corrected

see
 defendant's
 response
 to pitfs
 mil #13

1 Q And does this -- what do you understand this
2 document to be?

3 A This is an affidavit.

4 Q And do you understand that this affidavit is
5 made under penalty of perjury?

6 A Yes.

7 Q And did you have this affidavit notarized?

8 A No.

9 Q Is it notarized?

10 A I'm sorry. Which one are we talking about?

11 Q I'm talking about Exhibit 1. There's a notary
12 on it on page --

13 A Okay. Oh. I'm sorry. Yes. I see that.

14 Q Page 4. Do you recall having the affidavit
15 notarized?

16 A Yes.

17 Q Okay. Now, I want to direct you -- is the
18 affidavit true and correct to the best of your
19 knowledge?

20 A Yes.

21 Q I want to direct your attention to
22 Plaintiffs' Exhibit 2.

23 (Plaintiffs' Exhibit 2 was previously marked
24 for identification and is attached hereto.)

25 THE WITNESS: I have that. Yes. Wait.

Response
-Setting
foundation
for
authentica
tion; no out
of out of
court
statement
introduced

Response - Id.

objection
hearsay
and
cumulative

1 BY MS. ZELLNER:

2 Q Yeah.

3 A Oh, yeah.

4 Q And identify this document for the record.

5 A This is a letter from me to Ms. Zellner stating
6 that I can't disclose whether I had treated
7 Kathryn Spencer or not and would need a release of
8 information or a valid court order to talk about it.

9 Q And then that's your signature on the letter?

10 A Yes.

11 Q And it was sent, I believe, on
12 November 30, 2012.

13 A Yes.

14 Q And then if we turn to the next page, which is
15 Plaintiffs' Exhibit 3, could you identify that document
16 for the record.

17 (Plaintiffs' Exhibit 3 was previously marked
18 for identification and is attached hereto.)

19 THE WITNESS: Authorization for Release of
20 Information.

21 BY MS. ZELLNER:

22 Q And what's your understanding of the purpose of
23 this document?

24 A It was authorizing -- it was an authorization
25 to discuss over the telephone with Kathleen Zellner the

1 case -- my memories of Kathryn Spencer.

2 Q And do you recall that conversation? For the
3 record, I'll say with Kathleen Zellner.

4 A Over the telephone?

5 Q Yes.

6 A Yes.

7 Q And do you remember approximately when that
8 conversation occurred? I think you got the release on
9 December 10th.

10 A I don't recall. Just a couple of days, I
11 guess.

12 Q All right. And do you remember in that
13 conversation what was discussed about Kathryn Spencer's
14 treatment by you in 1984 and 1985?

15 A Well, I believe that I was asked if I
16 remembered the case and what I remembered about it, and I
17 said that I did remember treating Kathryn Spencer; that
18 she was around 5 years old and came in for alleged sexual
19 abuse.

20 Q Did you discuss in that conversation whether
21 you had any of Kathryn Spencer's records?

22 A Yes. I said that I did not have records but
23 that I had an independent recollection of the case.

24 Q And in that conversation, did you provide
25 information to Ms. Zellner about whether or not

1 Kathryn Spencer had divulged sexual abuse to you?

2 A I believe I did.

3 Q Do you remember anything else about the
4 conversation?

5 A I had several conversations with Ms. Zellner,
6 so I don't remember exactly what I said in each one
7 but...

8 Q Okay.

9 A I don't know. She may -- I may have asked
10 for -- she may have told me about some background about
11 the case.

12 Q Anything else that you remember? And we're
13 just at this point talking about the first conversation.

14 A No. I don't remember exactly.

15 (Plaintiffs' Exhibit 4 was previously marked
16 for identification and is attached hereto.)

17 BY MS. ZELLNER:

18 Q Okay. If we look at the next page,
19 Plaintiffs' Exhibit 4, do you recognize this email?

20 A Yes.

21 Q And what was your understanding of the purpose
22 of this email?

23 A To let me know that there was going to be some
24 information sent that I could review and sign with a
25 notary.

1 Q Does the email indicate it was sent to you in
2 Word format so you could make any changes or deletions?

3 A Yes.

4 Q Now, if we look at -- within that same group
5 exhibit, Plaintiffs' Exhibit 4, there is an affidavit
6 then that was sent to you. If you can, go to that first
7 affidavit.

8 A Is that right after that?

9 Q Yeah. It's unsigned.

10 A Yes.

11 Q Okay. And if I could direct you to
12 paragraph 6, paragraph 6 for the record states, "After
13 meeting with Kathryn's mother, I met privately with
14 Kathryn on multiple occasions. During my sessions with
15 Kathryn, she manifested a high level of anxiety. For
16 example, I recall Kathryn balled up on the floor. I
17 utilized play therapy, a form of psychotherapy, in an
18 attempt to communicate with Kathryn and assess her
19 underlying psychological state."

20 Do you see that paragraph?

21 A Yes.

22 Q If we look back at the affidavit that you
23 signed on December 13th, if you could go to paragraph 6,
24 the last sentence of paragraph 6 --

25 A Is this Exhibit 1?

1 Q Yeah. Exhibit 1.

2 A Yes. I see.

3 Q So paragraph 6 has been modified.

4 Do you see that?

5 A Yes.

6 Q And it states in the last sentence of
7 Exhibit 1, paragraph 6, "I utilized play therapy, comma,
8 form of psychotherapy, comma, to reduce anxiety, comma,
9 encourage communication, and provide healthy coping."

10 Do you see that --

11 A Yes.

12 Q -- language in Exhibit 1, paragraph 6?

13 A Yes. Excuse me. It says, "Promote healthy
14 coping." Yes. I see that.

15 Q And was that sentence modified by you?

16 A Yes, it was.

17 Q And did you modify the sentence to better
18 explain what play therapy was?

19 A Yes. I felt that was a better description of
20 play therapy.

21 Q And then if we look at paragraph 8 in the
22 original affidavit sent to you, it states for the record,
23 "During that time period, I never used dolls to elicit
24 information from a child regarding possible abuse because
25 in my view some dolls are suggestive, period. I did not

1 use any dolls during my sessions with Kathryn, and
2 Kathryn never demonstrated any abuse to me using dolls."

3 Was that -- did I correctly read what was in
4 paragraph 8 of the first affidavit that my office sent to
5 you?

6 A Yes.

7 Q And then in your final affidavit, the one that
8 you actually signed, that's been modified to read, During
9 play session with Kathryn, I never used play therapy
10 supplies, including toys, dollhouse dolls, and art
11 materials. I used play therapy supplies, including toys,
12 dollhouse dolls, and art materials. Kathryn did not
13 demonstrate any abuse to me using play therapy supplies.

14 Is that -- was that modification done by you to
15 the original affidavit that we sent you?

16 A Yes.

17 Q And what was the purpose of modifying the
18 original paragraph 8?

19 A It was my intention to more correctly say what
20 I did do in the therapy sessions with Kathryn.

21 Q And you had, in fact, used -- I think you
22 called them dollhouse dolls --

23 A Yes.

24 Q -- with Kathryn?

25 A Yes.

1 Q Okay.

2 A Regular play dolls that don't have anatomical
3 parts.

4 (Plaintiffs' Exhibit 5 was previously marked
5 for identification and is attached hereto.)

6 BY MS. ZELLNER:

7 Q Okay. And then in -- if we look at
8 Group Exhibit 5, the first note email that's sent to you,
9 that's December 12 at 3:50 p.m.

10 Do you see that?

11 A Yes.

12 Q And it indicates to you that there's -- "Please
13 sign Kathryn's authorization and your revised declaration
14 attached." That was sent at 3:50 p.m.

15 And then at 5:26 p.m., another note was sent
16 saying, "Sorry about the confusion. Please find your
17 revised declaration attached."

18 Do you remember receiving that document?

19 A Yes.

20 Q Okay. And then you did receive then an
21 authorization, which is within that Group Exhibit 5.
22 It's actually in like five or six pages.

23 You received an authorization of -- again, from
24 Kathryn Spencer, authorizing you to release information
25 about her for purposes of this deposition; is that

1 correct?

2 A Yes.

3 (Plaintiffs' Exhibit 6 was previously marked
4 for identification and is attached hereto.)

5 BY MS. ZELLNER:

6 Q Okay. And then on December 12th, 2012, in
7 Group Exhibit 6, documents were sent to you from my
8 office for your review; is that correct?

9 A Yes.

10 Q I want to focus on certain parts of these
11 documents in Group Exhibit 6, and so if you could turn to
12 the second page, at the top it says, "James M. Peters,
13 11/8/12," page 97, and it also has the name "Johnson" at
14 the top.

15 Do you see that?

16 A I do.

17 Q Okay. Did you have the opportunity to read
18 this document prior to sending your affidavit back on
19 December 13th?

20 I'm sorry. I didn't hear you. I think -- do
21 you see the documents?

22 A I see the document. Yes. I was just trying to
23 figure out --

24 Q If we go to --

25 A What was the --

Deft. object
on basis that
this testimony
was not timely
designated
pursuant to
LCR 31(e)

Plaintiff's
response -
Plaintiff did
timely
designate this
testimony,
contingent
upon court's
rulings on
MIL; also,
Defendants
are not
prejudiced

1 Q -- page 97 of the document, did you see
2 reference in Mr. Peters' deposition on page -- it starts
3 actually on page 97, but at the top of 98, did you see
4 reference to your name in Mr. Peters' dep?

5 A Yes.

6 Q And if we look at page 98, at 9 through 22,
7 Mr. Peters states at line 5 -- or the question at line 5
8 is "November 1st was the first time you say -- you say
9 Katie Spencer reported it. Correct?

10 "ANSWER: I didn't say that.

11 "QUESTION: To Ann Link.

12 "ANSWER: Oh. All I know is what Ann Link told
13 me. I don't know about anything else." That's at line 9
14 and 10.

15 "QUESTION: "Okay. And that first revelation
16 that you're talking about came to Ann Link as Ann Link
17 told you on November 1st of 1984. Correct?

18 "ANSWER: Just to be clear, there had been
19 prior revelations to Shirley Spencer and to
20 Sharon Krause. The first revelation.

21 "QUESTION: I'm just talking about Ann Link.

22 "ANSWER: As far as I know, when Mr. Rulli and
23 I talked to Ann Link in Sacramento, she told us that
24 Katie had disclosed to her sexual abuse by Ray.
25 Described it with anatomical dolls, including fellatio --

Plaintiff's
response, Id.

Deft. object,
Id.

Deposition of Ann Link, Ph.D.

SPENCER VS. PETERS

1 my word, not hers -- oral sex with a man, on
 2 November 1st."

3 Do you see that statement of Mr. Peters?

4 A Yes.

5 Q Is that true or false that you told Mr. Peters
 6 and Mr. Rulli that Katie had disclosed or described on
 7 anatomical dolls fellatio, oral sex with a man?

8 MR. JUDGE: Objection. This is Dan Judge.
 9 Objection to the form of the question.

10 Go ahead.

11 BY MS. ZELLNER:

12 Q You can answer.

13 A I'm sorry. Did you want me to answer?

14 Q Yeah. Is that true or false that you told
 15 Mr. Peters and Mr. Rulli that Katie had disclosed to you denied,
 16 sexual abuse by Ray. "Described it with anatomical reserve
 17 dolls, including fellatio -- my word, not hers -- oral right to
 18 sex with a man, on November 1st." supplement

19 A In my --

20 MR. JUDGE: This is Dan Judge. Same objection.

21 BY MS. ZELLNER:

22 Q Okay. Is that true or false?

23 A In my recollection --

24 MR. JUDGE: Objection.

25 MS. ZELLNER: Okay.

Plaintiff's
 response, Id.

Deft. object,
 Id.

See
 Defs'
 response
 to ph113
 ML #13

Deposition of Ann Link, Ph.D.

SPENCER VS. PETERS

1 THE WITNESS: Did you want me to --

2 MS. ZELLNER: I've got the objection noted.

3 Could you let the witness answer?

4 THE WITNESS: Am I supposed to answer?

5 BY MS. ZELLNER:

6 Q Yes.

7 A Oh. Sorry. No. That's false, according to my
8 recollections.

9 Q And if we look at page 125 of Mr. Peters'
10 deposition, we look at -- hang on just a minute.

11 It says at line 12 -- this is Mr. Peters'
12 answer: "The information now -- your question was
13 compound. Had multiple subjects in it. But the
14 behavioral indicators portion of it was relayed to me by
15 Ann Link, and it's in the notes of Rulli and my interview
16 with Ann Link."

17 Do you see that answer?

18 A Yes.

19 Q Okay. And that leads me to the notes of
20 Mr. Peters, which follow those two pages.

21 And have you had an opportunity to look at
22 those notes?

23 A Yes.

24 Q And let's look at where your name is mentioned.

25 At the bottom it says, "Spencer," Bates

Objection to
lines 7-8
based on dkt.
202 at 15,
seeking to
bar testimony
related to
alleged
interviews of
Matt and
Katie on May
9th,
1985 in
Sacramento.
If denied,
Plaintiff
reserves
right to
supplement

Objection
based on
dkt. 202 at
15 and notes
are hearsay.
If motion in
limine
denied,
reserve
right to
supplement

1 stamp 00808, and your name is the second named at the top
2 of that page.

3 Do you see that?

4 A I see that.

5 Q Okay. And Mr. Peters has recorded some
6 information about you. Correct?

7 A Correct.

8 Q Okay. And it's true that you were a Ph.D.
9 candidate. Right?

10 A Yes.

11 Q Okay. And I can't read -- can you read the
12 rest of the writing?

13 A "A registered psychology" -- I can't read the
14 third one.

15 Q Okay.

16 A "Intern" maybe, although it ends in T. I'm not
17 sure.

18 Q And then under that, "registered nurse," is
19 that true?

20 A Yes. True.

21 Q And then licensed -- it says, "Licensed
22 marriage."

23 A Yes.

24 Q And what -- do you know what that would refer
25 to?

Objection to
lines 5-25
and line 1
of page 29
-Id.

see D's
response
to IT's
MIL #113

1 A Possibly --

2 MR. JUDGE: Objection to the form of -- this is
3 Dan Judge. Objection to the form of the question.

4 BY MS. ZELLNER:

5 Q Doctor, you can answer over the objections.

6 A Licensed marriage, family, and child
7 counselor.

Objection
-Id.

8 Q And then under that, it says, "Never
9 testified."

10 Do you see that?

11 A Yes.

12 Q Do you know if that was true at that time? Had
13 you ever testified before?

14 A No.

15 Q Okay. If we look at the next page,
16 "Spencer" -- it's Bates-stamped 00809.

17 A Yes.

18 Q Okay. And in that note it states, "On
19 November 1st, she demonstrated with dolls for Ann."

Objection
-Id.

20 Do you see that?

21 A Yes.

22 Q Okay. And then can you read into the record
23 the rest of the note?

24 MR. JUDGE: Objection to the form of the
25 question. This is Dan Judge again.

1 Go ahead.

2 THE WITNESS: You wanted me to read the note?

3 BY MS. ZELLNER:

4 Q Yeah.

5 A "She demonstrated with dolls for Ann parts" -- Objecti

6 "could be "boobies, pee pee, wienie, bottom. Only able on -

7 to" -- Id.

8 Q Let me stop you there.

9 Did Katie Spencer ever demonstrate with dolls
10 for you body parts? I.e., boobies, pee pee, wiener, and
11 bottom?

12 A Not that I recall.

13 Q Could you read under -- read B for us.

14 A "Only able to whisper these."

15 Q Okay. And then C. Can you read that?

16 A "Designated adult male doll as a dad. Girl as
17 self." 31 - Id.

18 Q And then the subparts 1 through 5.

19 A "Kiss breasts. Cunnilingus. Fellatio. Anal."

20 I'm not sure about that word. Perhaps "intercourse.

21 Sexual" --

22 Q Okay. And then to the right of that, is there
23 writing?

24 A Yes.

25 Q What's that say?

Deposition of Ann Link, Ph.D.

SPENCER VS. PETERS

1 A It says, "Said it hurt."

2 Q Okay. Is that true or false that that
3 information was demonstrated to you with dolls?

4 MR. JUDGE: Objection. This Dan Judge.
5 Objection to the form of the question.

6 BY MS. ZELLNER:

7 Q You can answer.

8 A It's false in terms of what I remember about
9 the case and what I did with Katie.

10 Q If that information had been related to you,
11 would you have had a legal obligation to report it under
12 California law at that point in time?

13 A Yes

14 MR. FREIMUND: Objection. Calls for a legal
15 conclusion.

16 You may answer though.

17 THE COURT REPORTER: I'm sorry, Counsel. Who
18 was that?

19 MR. FREIMUND: That was Jeff Freimund again.
20 Sorry.

21 BY MS. ZELLNER:

22 Q Now, if we go on to page Bates stamp 227, the
23 next document, did you review this report that was
24 authored by Rebecca Roe?

25 A I did.

Objection
-Id

Plaintiff's
response - Id.
Also, not
offered for
truth of
matter
asserted;
relevant to
show
witness's state
of mind and
her belief that
if Katie
Spencer had
told her about
abuse, she
would have
had
obligation to
report it;
further, Dr.
Link has
established
that she is
familiar with
and
knowledgeable
of reporting
laws in the
event abuse is
reported to
her.

1 Q And in the report, did you find any reference
2 to Katie's counselor in this report?

3 A I did.

4 Q Where did you find a reference to Katie's
5 counselor?

6 A Five lines from the bottom, it says --

7 Q And -- yeah. Is that on the first page or
8 where is it?

9 A That's on the first page.

10 Q Okay. And could you read that into the
11 record?

12 A "She also did not talk to a female counselor."

13 Q Does that fit with your recollection of
14 Katie Spencer's interaction with you in her care and
15 treatment by you?

16 A Yes.

17 Q Now, you were also sent some excerpts from
18 various utility reports authored by Sharon Krause.

19 (Plaintiffs' Exhibits 7 and 8 were previously
20 marked for identification and are attached hereto)

21 BY MS. ZELLNER:

22 Q If you can go to Plaintiffs' Exhibit 8, it
23 starts at Bates stamp 00501.

24 A Yes.

25 Q Now, if we go to this -- to the utility report

1 dated 10/18/84 -- if we go to Bates stamp 00503, that's
2 page 3 of 22 of the report.

3 Do you have that paragraph in front of you?

4 A I do.

5 Q The paragraph states, "Deanne Spencer also
6 related that during the meeting with Detective Flood and
7 also with Katie's therapist, Katie apparently was not
8 indicating anymore that there had been something sexual
9 between her and her father."

10 Did I read that correctly?

11 A Yes.

12 Q And is that statement consistent with your
13 recollection of Katie Spencer's care and treatment with
14 you?

15 A Yes, it is.

16 Q Then if we turn to the next page, which is
17 dated 11/1/84 -- and, again, it's authored by
18 Sharon Krause, Bates stamp Spencer-00537. That states,
19 "During the week of October 15th, I was in Sacramento,
20 California, continuing the investigation regarding the
21 allegations that Kathryn Spencer was making. On the
22 morning of 1/1/84, Detective Sergeant Davidson made phone
23 contact with Ray Spencer and asked if he would respond to
24 the sheriff" -- actually, that's cut off. Yeah. It
25 looks like 537 -- okay. It is.

1 If we continue to the next page, it states, "As
2 I entered the room, Ray Spencer was indicating he was
3 upset with the sheriff's office because of how we had
4 handled the investigation, commenting on the length of
5 time it had taken and also how we had dealt with the city
6 and the, quote, overall delays, end quote.

7 "Sergeant Davidson and I tried to explain to
8 him that it seemed futile on our part to respond to
9 Sacramento initially when everyone, including his
10 daughter's therapist, felt it would not be in the child's
11 best interest for us to come to Sacramento."

12 Do you have any recollection -- does that
13 refresh your recollection about whether you had talked to
14 anyone in law enforcement about coming to Sacramento?
15 About --

16 MR. FREIMUND: Before you answer, Ms. Link,
17 this is Jeff Freimund. I have an objection to that.

18 The document is little bits -- the last several
19 documents that plaintiffs' counsel has been reading from
20 are little partial excerpts on a page with no clear full
21 documentation on what you're referring to or how they're
22 linked to one another. There's no page numbers attached
23 to that last paragraph just read by counsel. So I object
24 to the way in which this questioning is progressing with
25 little bits and pieces excised from documents and taken

1 out of context.

2 But go ahead and answer.

3 MS. ZELLNER: And, actually, these are the
4 excerpts word scanned through all of the documents that
5 refer to Katie Spencer's therapist either by name or
6 therapist. The page numbers are at the bottom. The date
7 of the document is 11/1/84. It's authored by
8 Sharon Krause.

9 So over that objection, if the court reporter
10 could read back my question.

11 MR. FREIMUND: I would just say for the record,
12 the page number at the bottom is a page number put on
13 there by plaintiffs' counsel. It is not a page number
14 from the actual document.

15 MS. ZELLNER: Actually, Jeff, the page is from
16 the actual document and the document is 11/1/84. And
17 rather than give her 22 pages we have given her the only
18 reference to her in the document, so that doesn't have
19 anything to do with my question.

20 My question to her is does she remember, after
21 reading this excerpt, whether she had ever told anyone in
22 law enforcement that it would not be in Katie's best
23 interest for law enforcement to come to Sacramento.

24 BY MS. ZELLNER:

25 Q It's a simple question, Doctor.

Deposition of Ann Link, Ph.D.

SPENCER VS. PETERS

1 Does that refresh your recollection?

2 MR. JUDGE: I'm going to -- this is Dan Judge.
3 I'm going to object to the form of that question as well
4 as lack of foundation for proper refreshing of a witness'
5 memory.

6 Go ahead.

7 BY MS. ZELLNER:

8 Q Doctor, do you remember whether or not anyone
9 from law enforcement contacted you about coming to
10 Sacramento to interview you about Katie Spencer?

11 A I don't have a specific memory of that.

12 Q Okay. And if we go to the next report, which
13 is Bates-stamped Spencer-00461. The date on it is
14 10/18/84. The author of the report is S.A. Krause.

15 Do you see that document?

16 A I'm sorry. Is this Exhibit 9?

17 Q No. We're still in Group Exhibit 8. Going to
18 the next report, it's -- oh, I'm sorry. You're right.
19 It is Plaintiffs' Exhibit 9. You're right.

20 (Plaintiffs' Exhibit 9 was previously marked
21 for identification and is attached hereto)

22 BY MS. ZELLNER:

23 Q You see the first page? 461?

24 A Yes, I do.

25 Q And the date on that is 10/18/84, and, again,

Objection
based on
dkt. 202
at 15,
seeking
to bar
testimony
related
to
alleged
interview
s of Matt
and Katie
on May
9th, 1985
in
Sacrament
o. If
denied,
Plaintiff
reserves
right to
supplemen
t

see A's
resp. to
T's MIL
#13

1 it's authored by S.A. Krause.

2 If you look at the second page, 462 --

3 A Yes.

4 Q -- in that excerpt, it says, "On the afternoon
5 of 10/17/84, I accompanied Katie and her mother,
6 Deanne Spencer, to a therapy session. Regarding that
7 session, refer to additional utility report."

8 Do you recall -- independent of this document,
9 do you recall ever meeting anyone from law enforcement
10 that accompanied Katie and her mother to Katie's therapy
11 sessions?

12 A I don't recall that. No.

13 Q Okay. And then on page 464 --

14 A Yes.

15 Q Okay. And that's also from the same report by
16 Sharon Krause.

17 Have you reviewed page 464 and 465?

18 A Yes.

19 Q Okay. And on 465, Katie Spencer is quoted as
20 saying, quote, I just didn't want to have to say those
21 words to Ann, but maybe I can tell her later when I tell
22 her a story, period, and then there's quotation marks.

23 And then it says in paren, "The therapist,
24 Ann Link, uses play therapy with Katie during the
25 one-hour session."

1 Does that information on 464 and 465 have any
2 effect on your recollection of whether Katie had
3 disclosed any abuse to you?

4 MR. JUDGE: This is Dan Judge. Objection to
5 the form of the question.

6 BY MS. ZELLNER:

7 Q Over that can you answer?

8 A I'm sorry. What was the question again?

9 Q Yeah. You did read those two pages.
10 Correct?

11 A I did read those two pages. Yes.

12 Q Okay. And does that refresh your recollection
13 or does did that have any effect on your opinion that
14 Katie Spencer never told you about being sexually
15 abused?

16 MR. JUDGE: Objection to the form of the
17 question. This is Dan Judge again.

18 MR. FREIMUND: This is Jeff Freimund. I join
19 in that objection too.

20 MS. ZELLNER: We'll just note your form
21 objections if you could let her answer the question.

22 MR. FREIMUND: Well, it doesn't call for an
23 opinion. That was what you'd asked her.

24 MS. ZELLNER: She's expressed opinions in her
25 affidavit.

1 Actually, I can withdraw that question.

2 Okay. Now, on page -- if we go to
3 Plaintiffs' Exhibit 10, that's a report dated
4 March 21, 1985, authored by Sharon Krause.

5 (Plaintiffs' Exhibit 10 was perviously marked
6 for identification and is attached hereto.)

7 BY MS. ZELLNER:

8 Q And if you go to the second page of that
9 report, it states, "When Matt Hansen advised me that he
10 had observed both Kathryn and Matt Spencer being
11 victimized by their father, I immediately advised
12 Deanne Spencer by telephone. Deanne Spencer related to
13 me that she in turn advised the children's therapist. I
14 also have had phone conversations on occasion with both
15 the therapists and provided them with any information I
16 had that may assist them in dealing with the Spencer
17 children."

18 Do you have any recollection of Deanne Spencer
19 advising you about any sexual abuse of Matt Hansen?

20 A No. I don't have any recollection of that.

21 Q Okay. And do you recall having a phone
22 conversation with Detective Sharon Krause about
23 Kathryn Spencer?

24 A I believe there was some communication with
25 Shane Krause.

1 Q Okay. And do you recall the specifics of any
2 communication with Sharon Krause?

3 A Possibly that she had gotten Katie to reveal
4 details about the sexual abuse; that she had spent some
5 hours with her.

6 Q Okay. And then were you yourself able to get
7 Kathryn to relate incidents of sexual abuse after you'd
8 talked to Sharon Krause?

9 A No. I don't have any recollection that she
10 did.

11 MS. ZELLNER: All right. Now, if we skip -- we
12 can skip Plaintiffs' Exhibit 11.

13 Let's go to Plaintiffs' Exhibit 12. It's
14 labeled "Sentencing," and there are -- the Bates stamp at
15 the bottom of the first page is Spencer-01095.

16 (Plaintiffs' Exhibits 11 and 12 were perviously
17 marked for identification and are attached hereto.)

18 BY MS. ZELLNER:

19 Q Do you see that?

20 A Yes.

21 Q Okay. And this paragraph states, "The
22 therapist in the reports and the mother's report that the
23 therapists are saying that it's going to be a long-term
24 process of therapy for these children before they're
25 healthy and the reason for that is the ongoing sexual

1 abuse. Mr. Rulli and I, when we were in Sacramento,
 2 talked to the therapist of Matthew Spencer and
 3 Kathryn Spencer, and they indicated that the children
 4 were experiencing substantial psychological and
 5 behavioral problems of the type typically seen in victims
 6 of sexual abuse."

7 Stopping there, do you recall talking to
 8 Mr. Peters or Mr. Rulli in Sacramento and telling them
 9 that the children were experiencing substantial
 10 psychological and behavioral problems of the type
 11 typically seen in sexual abuse?

12 A I don't have any recollection of that
 13 conversation.

14 Q Okay. And then if we go to -- on page -- it's
 15 Bates-stamped 01101. It's the last two pages of the
 16 exhibit. Page 53. At the bottom it says, "Mr. Rulli."

17 A Is that 01102?

18 Q It's 01101.

19 A Yes.

20 Q Okay. It starts, "Mr. Rulli: Your Honor, in
 21 response to Mr. Peters' comments when I interviewed" --
 22 dash, dash -- "sat in on the interview with the children
 23 in the therapist's office, I got the impression from the
 24 therapist that the children were coming along."

25 Do you recall ever sitting in your office with

Objection
 to lines
 7-8 based
 on dkt.
 202 at 15,
 seeking to
 bar
 testimony
 related to
 alleged
 interviews
 of Matt
 and Katie
 on May
 9th, 1985
 in
 Sacramento
 . If
 denied,
 Plaintiff
 reserves
 right to
 supplement

See A's
 response
 to TT's
 MIL#
 13

1 Mr. Peters and Mr. Rulli with the children in your office
2 having any discussion with them?

3 A No. I don't --

4 MR. FREIMUND: Object to the form. That would
5 be child, not children.

6 But ahead and answer.

7 THE COURT REPORTER: I'm sorry. Who was that?

8 MR. FREIMUND: Jeff Freimund. I'm sorry.

9 BY MS. ZELLNER:

10 Q Do you recall the children, Matt and
11 Katie Spencer, ever being in your office together?

12 A No. I don't recall that.

13 MS. ZELLNER: I don't have any further
14 questions.

15 EXAMINATION

16 BY MR. FREIMUND:

17 Q This is Jeff Freimund. Good morning, Ms. Link.

18 A Good morning.

19 Q I represent one of the defendants in this
20 lawsuit, retired Sergeant Michael Davidson, for the
21 Clark County Sheriff's Office.

22 What I'd like to start out by asking you is
23 that you indicated when you first met with
24 Kathryn Spencer she was displaying anxious and withdrawn
25 behaviors, including curling up in a fetal position.

1 Would you regard that as normal behaviors for a
2 five-year-old girl?

3 A No.

4 Q Would you regard that as indicative behaviors
5 of the possibility that she may have been a victim of
6 sexual abuse?

7 A Possibility but it could also have been due to
8 other things.

9 Q Okay. Did you observe other behaviors of
10 Kathryn Spencer back when you were interacting with her
11 in early 1984 that you would regard as sexualized
12 behaviors?

13 A No. I don't recall that.

14 Q When you say -- you say you don't recall quite
15 often, and that's perfectly understandable. It's been
16 over 25 years.

17 But when you say you don't recall something,
18 does that mean it did not happen or you just don't have a
19 memory of it?

20 A It means I don't have a memory of it
21 happening.

22 Q Do you recall being made aware from
23 Kathryn Spencer's mother that she believed Kathryn was
24 engaging in excessive masturbation?

25 A I don't recall that.

Objecti
on -
irrelev
ant;
answer
was
clear
and
unambig
uous

Goes
to
weight
of testimony
-see
9th Cir.
model
Instr.
1.11

1 Q Okay. Again, when you say you don't recall
2 that, it doesn't mean it didn't happen. It just means
3 you don't remember it. Right?

Objection
-Asked
and
answered

4 A Right.

5 Q Okay. When you use the word that you believed
6 Kathryn Spencer was anxious and withdrawn, what were some
7 of the symptoms of what you regarded as anxious
8 behaviors? Can you describe something more than just
9 that conclusion?

10 A She curled up on the floor underneath a blanket
11 and didn't talk for the first several sessions.

12 Q Anything else that you remember that you would
13 regard as symptomatic of anxious behavior?

14 A I don't remember other behaviors.

15 Q Okay. You stated that you didn't remember
16 Deanne Spencer, Kathryn Spencer's mother, participating
17 in therapy sessions.

18 Is that something that you just don't recall or
19 are you saying that never happened?

20 A I'm saying I don't recall that.

21 Q So it could have happened and you just don't
22 remember; is that right?

Objection
-Asked and
answered;
cumulative;
argumentati
ve

23 A I don't recall that.

24 Q I understand you don't recall that. My
25 question is though, even though you don't recall it, it

goes
to
weight
of
testimony
&
memory
see
9th Cir.
Model
Instr.
1.11

1 still might have happened. You just don't have a memory
2 of it 25 years later. Right?

3 A I don't recall it.

4 Q All right. Would it be your normal practice
5 when providing therapy to children of approximately five
6 years of age to speak with their parents after -- before
7 or after therapy sessions?

8 A Yes.

9 Q Do you believe that you probably complied with
10 that standard practice with this particular child? I.e.,
11 you spoke with her mother on occasion before or after
12 therapy sessions.

13 A Yes. That's very likely.

14 Q Okay. Do you have any recollection of how
15 frequently that would occur? Would it be after every
16 therapy session or how would that typically occur?

17 A I don't have a memory of how often that would
18 occur in that specific case.

19 Q I'm just asking -- I understand you may not
20 have a specific memory, but would it typically be your
21 practice when providing therapy to children of
22 approximately five years of age that you would speak with
23 their parent or parents after every session?

24 A After many sessions.

25 Q Okay. Would it be your belief that more than

1 likely that occurred in this case? That after many or if
 2 not most of the sessions you had with Kathryn you would
 3 speak to her mother?

Objection to
 carry over
 question and
 answer

4 A Likely.

5 Q Okay. Now, you indicated -- well, before I -Speculative
 6 proceed from there, I know this is a long shot but I'm
 7 going to ask it anyway.

8 Do you have any recollection whatsoever of what
 9 you did speak to Deanne Spencer about after any of the
 10 therapy sessions you had with Kathryn Spencer?

11 A I don't have any specific memories. No.

12 Q Do you have any vague memories? Objection to lines
 13 A No. 12-13 - calls for
 speculation

14 Q You were asked how many sessions you had with
 15 Kathryn Spencer, and you've acknowledged it was more than
 16 twelve.

17 Can you be a little bit more precise as to what
 18 your best estimate is of how many sessions you had with
 19 Kathryn Spencer over time?

20 A Could have been 25 plus. I'm not sure.

21 Q Do you recall whether your sessions were on a
 22 weekly basis or a different interval of time?

23 A I don't recall.

24 Q Do you recall whether your sessions continued
 25 for more than a year in time or less than a year in

Corroborates
 Krause's
 report of
 the same
 "Likely"
 is not
 Speculative

1 time?

2 A I don't recall.

3 Q I'd like to direct your attention, if I may
4 please, to Plaintiffs' Group Exhibit 6 that you were
5 asked some questions about and particularly direct your
6 attention to the handwritten notes of some unidentified
7 person that starts with "Ann" at the top and they're
8 under the plaintiffs' lawyer's numbering system,
9 Spencer-00809.

10 Do you see those?

11 A Spencer-00809? Yes.

12 Q Correct.

13 A I see that.

14 Q At the top of that page there, under your first
15 name "Ann," it says, "Began seeing Katie September 12th."

16 A Yes. I see that.

17 Q Does that coincide with your recollection that
18 it was approximately the middle of September of 1984 that
19 you began seeing Kathryn Spencer?

20 A I don't remember the month I started seeing
21 her.

22 Q Do you remember it being in the summertime or
23 early fall?

24 A No.

25 Q Okay. So you can't say one way or the other

1 whether that date of September 14th being the first visit
2 is accurate.

3 Is that the case?

4 A That's the case.

5 Q Okay. Now, you mentioned that you didn't
6 recall Kathryn Spencer talking about sexual abuse with
7 you but you did say she talked about other things with
8 you.

9 What was it she talked about with you during
10 these approximately 25 therapy sessions that you had with
11 her?

12 A I don't recall details of what she talked
13 about.

14 Q Do you recall anything that she talked about?

15 A Not specifically. I don't recall anything she
16 talked about.

17 Q But even though you don't recall anything she
18 did talk about, you -- it's your belief she did not talk
19 to you about sexual abuse or being a victim of sexual
20 abuse.

21 A Yes.

22 Q Is that your testimony?

23 A Yes.

24 Q And you were aware -- were you not? -- That the
25 whole reason why this girl was brought to you for therapy